One Hundred and Twenty-Eighth Legislature  
Second Regular Session  

Advance Journal and Calendar  

22nd Legislative Day  

In Senate Chamber, Tuesday, March 20, 2018.

Senate called to Order by President Michael D. Thibodeau of Waldo County.

Prayer by Pastor Chris Grimbilas, New Life Baptist Church in Jay.

Pledge of Allegiance led by Senator Susan A. Deschambault of York County.


Doctor of the day, Janis Petzel, M.D. of Islesboro.
(1-1) ORDERED, the House concurring, that when the Senate and House adjourn, they do so until the call of the President of the Senate and the Speaker of the House, respectively, when there is a need to conduct business.

S.P. 702

In Senate, March 6, 2018, READ and PASSED.

Comes from the House, READ and INDEFINITELY POSTPONED in NON-CONCURRENCE.

Non-Concurrent Matter

(1-2) HOUSE REPORTS - from the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act To Appropriate Funds To Provide Sea Protection and Public Access to the Historic Whaleback Lighthouse in Kittery"

H.P. 1090  L.D. 1586
(C "A" H-614)

Majority - Ought Not to Pass (7 members)

Minority - Ought to Pass as Amended by Committee Amendment "A" (H-614) (6 members)

In Senate, March 6, 2018, on motion by Senator HAMPER of Oxford, the Majority OUGHT NOT TO PASS Report READ and ACCEPTED in NON-CONCURRENCE.

Comes from the House, that Body having INSISTED on its former action whereby the Minority OUGHT TO PASS AS AMENDED Report was READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-614).
Non-Concurrent Matter

(1-3) HOUSE REPORTS - from the Committee on INLAND FISHERIES AND WILDLIFE on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish the Right To Hunt and Fish

H.P. 12  L.D. 11
(C "A" H-589)

Majority - Ought Not to Pass (9 members)

Minority - Ought to Pass as Amended by Committee Amendment "A" (H-589) (4 members)

In Senate, March 6, 2018, on motion by Senator CYRWAY of Kennebec, the Minority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the RESOLUTION PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-589) in NON-CONCURRENCE.

Comes from the House, that Body having INSISTED on its former action whereby the Majority OUGHT NOT TO PASS Report was READ and ACCEPTED.

Non-Concurrent Matter

(1-4) SENATE REPORTS - from the Committee on INSURANCE AND FINANCIAL SERVICES on Resolve, Regarding Insurance Coverage for Alternative Therapies for Addiction and Recovery

S.P. 155  L.D. 453
(C "A" S-353)

Majority - Ought Not to Pass (7 members)

Minority - Ought to Pass as Amended by Committee Amendment "A" (S-353) (6 members)

In Senate, March 6, 2018, on motion by Senator WHITTEMORE of Somerset, the Majority OUGHT NOT TO PASS Report READ and ACCEPTED.

Comes from the House, the Minority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Resolve PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-353) in NON-CONCURRENCE.
Joint Orders

Expressions of Legislative Sentiment recognizing:

(1-5) Richard McGlinsky, of Newfield, who recently retired after 40 years of service with the Newfield Rescue Squad. Mr. McGlinsky, an Advanced Emergency Medical Technician, was crucial to the establishment of the squad and instrumental to its operation. We extend to Mr. McGlinsky our appreciation for his service and our congratulations on his retirement; HLS 933

(1-6) the late Brent Mullis, of Corinna, to whom the Town of Corinna has dedicated its Town Report for his legacy of selflessness, integrity and service to his community; HLS 934

(1-7) Kathleen Cahill, of Bangor, the swimming and diving head coach at Brewer High School, who was named the Girls Swimming Coach of the Year. We extend to Ms. Cahill our congratulations and best wishes; HLS 935

(1-8) Martina Bosse, of Brewer, a swimming and diving coach at Brewer High School, who was named the Penobscot Valley Conference Diving Coach of the Year. We extend to Ms. Bosse our congratulations and best wishes; HLS 936

(1-9) Skowhegan Savings Bank, of Skowhegan, which has been named the 2018 Business of the Year by the Sebasticook Valley Chamber of Commerce. We extend to everyone at Skowhegan Savings Bank our congratulations and best wishes; HLS 937

(1-10) Angel Quick, of Corinna, who has received the 2018 Joyce Packard Community Spirit Award from the Sebasticook Valley Chamber of Commerce. We extend to Ms. Quick our congratulations and best wishes; HLS 938

(1-11) Jane Briggs, of Newport, who has received the 2018 Delmar L. Doody Award from the Sebasticook Valley Chamber of Commerce. We extend to Ms. Briggs our congratulations and best wishes; HLS 939
(1-12) the Mount Desert Island High School Robotics Team, of Bar Harbor, which was named a Tournament Champion at the Maine State VEX Robotics Championship. We extend to all the members of the team our congratulations and best wishes;

HLS 940

(1-13) the Poland Regional High School Boys Basketball Team, of Poland, which won the Maine Principals' Association Class B South Sportsmanship Award. We extend to all the members of the team our congratulations and best wishes;

HLS 941

(1-14) Caleb Norton, of Machiasport, a member of Boy Scout Troop No. 125, who has attained the high rank and distinction of Eagle Scout. This is the highest award in Boy Scouting and is given for excellence in skills development, leadership, personal growth and community service. We extend our congratulations to him on this achievement;

HLS 942

(1-15) Dr. John B. McGuckin, of Sanford, for his 40 years of service as a medical doctor to the Sanford/Springvale and surrounding communities. We extend to Dr. McGuckin our appreciation for his long service and offer him our best wishes;

HLS 944

Come from the House, **READ** and **PASSED**.
(1-16) The following Joint Resolution:

H.P. 1238

JOINT RESOLUTION RECOGNIZING BRENDA COMMANDER ON THE COMPLETION OF AN UNPRECEDENTED 5TH TERM OF OFFICE AS CHIEF OF THE HOULTON BAND OF MALISEET INDIANS

WHEREAS, Brenda Commander, duly elected Chief of the federally recognized Houlton Band of Maliseet Indians for 20 years, is the longest-serving Chief of the Houlton Band of Maliseet Indians and the longest-serving Chief east of the Mississippi River; and

WHEREAS, during her service, Chief Commander has dramatically improved the living conditions of her tribe and its members by expanding services related to housing, economic development, child welfare and violence against women; and

WHEREAS, by attracting funding through federal, state and local sources for important improvement projects, Chief Commander has inspired Maliseets to rise to the challenge of making a prosperous future for generations to come; and

WHEREAS, Chief Commander has inspired men and women of all ages to follow in her footsteps, to seek out opportunities and to assert their ideas and leadership; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to recognize Brenda Commander as a dedicated leader and congratulate her on her service to her tribe, to the community and to the State of Maine.

Comes from the House, READ and ADOPTED.
The following Joint Resolution:

H.P. 1299

JOINT RESOLUTION HONORING IRISH HERITAGE

WHEREAS, millions of Irish people emigrated from Ireland in the 1800s to escape brutal poverty and starvation due to the Irish potato famine, and most of those people came to America to start new lives and to embrace and contribute to a new land; and

WHEREAS, tens of thousands of Irish immigrants arrived in New England and many came to Maine, and the Irish have been and remain an important part of Maine's culture, history and society; and

WHEREAS, within a few years of their arrival in the United States and in Maine, these Irish immigrants became part of the American cultural landscape while preserving the best of their native culture, and they dedicated themselves to helping build this State and Nation; and

WHEREAS, 4 signers of the Declaration of Independence were Irish-born and 9 signers were of Irish ancestry and 19 Presidents of the United States have proudly claimed Irish heritage, including George Washington, the father of our country; John Fitzgerald Kennedy; Ronald Reagan; and Barack H. Obama; and

WHEREAS, the over 33,000,000 Americans of Irish ancestry, like their forebears, continue to enrich all aspects of life in the United States, in science, education, art, agriculture, business, industry, literature, music, athletics, entertainment and military and government service; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to recognize the valuable contribution to our State and to our Nation of all Irish-American citizens and we urge the citizens of the State to commend and celebrate the integrity and richness of the Irish culture.

Comes from the House, READ and ADOPTED.
March 16, 2018

The Honorable Michael Thibodeau
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Thibodeau,

This is to inform you that I am today nominating Daniel Brennan of Winslow for appointment as the Director of the Maine State Housing Authority.

Pursuant to Title 30-A, MRSA §4723, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor
Tuesday, March 20, 2018

STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY

March 15, 2018

The Honorable Michael D. Thibodeau
President of the Senate

The Honorable Sara Gideon
Speaker of the House of Representatives

128th Legislature
State House
Augusta, ME 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to the State Government Evaluation Act (GEA), Title 3 of the Maine Revised Statutes, chapter 35, we are pleased to submit the findings of the Joint Standing Committee on Energy, Utilities and Technology (Committee) resulting from its review and evaluation of the Telecommunications Relay Service Advisory Council (Council).

As a result of our review, the Committee generally found that the Council is operating within its statutory authority. However, recognizing that due to the very specific nature of the Council and the sometimes limited universe of vendors for specific purposes, the Committee has voted to report out legislation pursuant to 3 MRSA §955(4), in order to consider implementation of the following statutory changes relating to the administration of the Council that the Council proposed in its report to the Committee. Specifically the legislation would do the following.

1. Changes the name of the Telecommunications Relay Services Advisory Council to the Telecommunications Relay Services Council.
2. Establishes the Telecommunications Relay Services Council Fund.
3. Allows members and individuals to be reimbursed for costs associated with the participation in conferences related to the telecommunications relay services and assistive telecommunications devices or technology.
4. Removes the requirement that the Public Utilities Commission provide technical assistance to the Council.
5. Allows the Council to pay costs associated with scheduled meetings.
6. Explicitly defines duties of the Council to include the ability to contract for intrastate telecommunications relay services and outreach services, to organize and fund projects to assist with promoting the use of telecommunications relay services, and to develop, administer and fund pilot projects to provide access to telecommunications relay services.
7. Changes the funding of the Council to require that the Council develop a yearly budget not to exceed $600,000 instead of requiring that the Public Utilities Commission determine the funding level for the Council.
8. Requires that the requested budget amount be transferred by the commission into the Telecommunications Relay Services Council Fund.

It is our Committee’s intent that this legislation be referred back to the Committee for a public hearing, work session(s) and a Committee vote before it is considered by the full Legislature.

Sincerely,

S/Sen. David Woodsome
Senate Chair

S/Rep. Seth A. Berry
House Chair
March 15, 2018

The Honorable Michael D. Thibodeau  
President of the Senate  
The Honorable Sara Gideon  
Speaker of the House of Representatives  
128th Legislature  
State House  
Augusta, ME 04333  

Dear President Thibodeau and Speaker Gideon:

Please accept this letter as the report of the findings of the Joint Standing Committee on Education and Cultural Affairs from its review and evaluation of the Board of Trustees of the Maine Maritime Academy under the State Government Evaluation Act, Title 3 Maine Revised Statutes, chapter 35.

The committee finds that the Board of Trustees of the Maine Maritime Academy is operating within its statutory authority.

Sincerely,

S/Senator Brian D. Langley  
Senate Chair  

S/Representative Victoria P. Kornfield  
House Chair
March 15, 2018

The Honorable Michael D. Thibodeau  
President of the Senate  
The Honorable Sara Gideon  
Speaker of the House of Representatives  
128th Legislature  
State House  
Augusta, ME 04333

Dear President Thibodeau and Speaker Gideon:

Please accept this letter as the report of the findings of the Joint Standing Committee on Education and Cultural Affairs from its review and evaluation of the Maine Community College System under the State Government Evaluation Act, Title 3 Maine Revised Statutes, chapter 35.

The committee finds that the Maine Community College System is operating within its statutory authority.

Sincerely,

S/Brian D. Langley  
Senate Chair  

S/Representative Victoria P. Kornfield  
House Chair
March 15, 2018

The Honorable Michael D. Thibodeau
President of the Senate
The Honorable Sara Gideon
Speaker of the House of Representatives
128th Legislature
State House
Augusta, ME 04333

Dear President Thibodeau and Speaker Gideon:

Please accept this letter as the report of the findings of the Joint Standing Committee on Education and Cultural Affairs from its review and evaluation of the Board of Trustees of the University of Maine System under the State Government Evaluation Act, Title 3 Maine Revised Statutes, chapter 35.

The committee finds that the Board of Trustees of the University of Maine System is operating within its statutory authority.

Sincerely,

S/Senator Brian D. Langley
Senate Chair

S/Representative Victoria P. Kornfield
House Chair
Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Agriculture, Conservation and Forestry has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 637  An Act To Protect Maine's Lands
L.D. 939  An Act To Protect Maine's Agriculture
L.D. 1839 An Act To Amend the Law Regarding the Interest Rate for State Loans under the Potato Marketing Improvement Fund

This is notification of the Committee’s action.

Sincerely,

Senate Chair                House Chair
March 14, 2018

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Education and Cultural Affairs has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1016 An Act To Provide Funding for Career and Technical Education Based on Projected Enrollment

This is notification of the Committee’s action.

Sincerely,

Senate Chair House Chair
March 9, 2018

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee
on Health and Human Services has voted unanimously to report the following bill(s) out
"Ought Not to Pass":

L.D. 411 An Act To Add Addiction to or Dependency on Opiates or
Prescription Drugs to the List of Qualifying Conditions for
Medical Marijuana

L.D. 762 An Act To Allow a Percentage of Funds from the Medical Use of
Marijuana Fund To Fund Health Care Research

L.D. 763 An Act To Support Individuals with Disabilities by Exempting
Certain Wages from Consideration for MaineCare

L.D. 1098 An Act To Ensure Reasonable Accommodations for Children for
Whom Medical Marijuana Has Been Recommended

L.D. 1135 An Act To Strengthen the Efficacy of the Medical Marijuana Laws

This is notification of the Committee’s action.

Sincerely,

S/Sen. Eric L. Brakey
Senate Chair

S/Rep. Patricia Hymanson
House Chair
S.C. 897

STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE

March 12, 2018

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Inland Fisheries and Wildlife has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1236 An Act To Improve Maine's Heritage Fish List

This is notification of the Committee’s action.

Sincerely,

Senate Chair House Chair

____________________________________________________________________
(2-10) The Following Communication:

S.C. 898

STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND ECONOMIC
DEVELOPMENT

March 9, 2018

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Labor, Commerce, Research and Economic Development has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1718  An Act To Empower Maine's Rural Economy and Workforce

L.D. 1768  An Act To Reduce Impairment on the Job and Improve Workplace Safety by Amending the Laws Governing Employment Practices Concerning Substance Use Testing

This is notification of the Committee’s action.

Sincerely,

Senate Chair  House Chair
13 March 2018

The 128th Legislature of the State of Maine
State House
Augusta, ME

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1030, “An Act To Require Health Insurance Coverage for Covered Services Provided by Naturopathic Doctors.”

This bill mandates that health insurance carriers in Maine include naturopathic doctors in their networks. Maine law has traditionally provided latitude to carriers to determine the providers for their networks subject to statutory network adequacy requirements. In practice, this bill would restrict their ability to construct provider networks to deliver quality and cost-effective services. If this bill passes, naturopaths will have no incentive to join insurance networks to perform their services as primary care physicians.

For these reasons, I return LD 1030 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage
Governor

(2-12) The accompanying Bill "An Act To Require Health Insurance Coverage for Covered Services Provided by Naturopathic Doctors"

S.P. 337  L.D. 1030
(3-1) Bill "An Act To Establish the Total Cost of Education and the State and Local Contributions to Education for Fiscal Year 2018-19 and To Provide That Employees of School Management and Leadership Centers Are Eligible To Participate in the Maine Public Employees Retirement System"

S.P. 712  L.D. 1869

Presented by Senator LANGLEY of Hancock.
Submitted by the Department of Education pursuant to Joint Rule 203.

(3-2) Bill "An Act To Reorganize the Provision of Services for Children with Disabilities from Birth to 5 Years of Age"

S.P. 713  L.D. 1870

Presented by Senator LANGLEY of Hancock.
Submitted by the Department of Education pursuant to Joint Rule 203.

Committee on EDUCATION AND CULTURAL AFFAIRS suggested and ordered printed.

Pursuant to Joint Order
Task Force To Address the Opioid Crisis in the State

(3-3) Senator BRAKEY for the Task Force To Address the Opioid Crisis in the State, pursuant to Joint Order, S.P. 210 asks leave to report that the accompanying Bill "An Act To Implement the Recommendations of the Task Force To Address the Opioid Crisis in the State Regarding Respectful Language" (EMERGENCY)

S.P. 714  L.D. 1871

Be REFERRED to the Committee on HEALTH AND HUMAN SERVICES and ordered printed pursuant to Joint Rule 218.
ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

(4-1) Tyler Rinfret, of Hampden, a member of Boy Scout Troop No. 41, who has attained the high rank and distinction of Eagle Scout. This is the highest award in Boy Scouting and is given for excellence in skills development, leadership, personal growth and community service. We extend our congratulations to him on this achievement;

Sponsored by Senator CUSHING of Penobscot.
Cosponsored by Representative: HAGGAN of Hampden.

(4-2) the late Constance Morin, of Coplin Plantation, to whom Coplin Plantation dedicated its Town Report for her public service as town assessor;

Sponsored by Senator SAVIELLO of Franklin.
Cosponsored by Representatives: BLACK of Wilton, HEAD of Bethel.

(4-3) Mildred Hall, of Mount Vernon, who is celebrating her 100th Birthday on April 6, 2018. We extend to Ms. Hall our congratulations and best wishes;

Sponsored by Senator SAVIELLO of Franklin.
Cosponsored by Representatives: BLACK of Wilton, HILLIARD of Belgrade.

(4-4) the Greely High School Boys Basketball Team, of Cumberland, which won the Class A State Championship. We extend to all the members of the team our congratulations and best wishes;

Sponsored by Senator BREEN of Cumberland.
Cosponsored by Representatives: CHACE of Durham, COOPER of Yarmouth, DENNO of Cumberland.

(4-5) the Greely High School Girls Basketball Team, of Cumberland, which won the Class A State Championship. We extend to all the members of the team our congratulations and best wishes;

Sponsored by Senator BREEN of Cumberland.
Cosponsored by Representatives: CHACE of Durham, COOPER of Yarmouth, DENNO of Cumberland.
Joint Resolutions

(4-6) On motion by Senator CHENETTE of York, the following Joint Resolution:
S.P. 707

STATE OF MAINE

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IN THE YEAR OF OUR LORD

TWO THOUSAND AND EIGHTEEN

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JOINT RESOLUTION RECOGNIZING MARY'S WALK IN ITS
20TH YEAR RAISING MONEY FOR CANCER RESEARCH

WHEREAS, Mary Kerry Libby lost her courageous battle with cancer on March 7, 1997; and

WHEREAS, her husband, Gene Libby, and the Libby and Kerry families founded the Mary's Walk event in her memory to raise money to support cancer research and provide programs that support Maine cancer patients; and

WHEREAS, Mary's Walk was formed as a Maine nonprofit corporation in 1999 and is governed by an all-volunteer board of directors; and

WHEREAS, over the course of 20 years, Mary's Walk has been supported by over 60,000 participants and thousands of volunteers and has raised and donated over $3,000,000 to the Maine Cancer Foundation; and

WHEREAS, Mary's Walk has funded programs that include early cancer detection, rural transportation initiatives and navigator programs to assist cancer patients with access to medical care; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to commemorate the 20th anniversary of Mary's Walk and to recognize the selfless devotion of its volunteers and the financial support it provides that makes a difference in the fight against cancer for the people of Maine; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Board of Directors of Mary's Walk.

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On motion by Senator CHIPMAN of Cumberland (Cosponsored by Representative TERRY of Gorham and Senator: KATZ of Kennebec, Representative: TALBOT ROSS of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 214.), the following Joint Resolution:

S.P. 711

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND AND EIGHTEEN

JOINT RESOLUTION MEMORIALIZING CONGRESS TO STRENGTHEN LAWS AGAINST MASS VIOLENCE AND DOMESTIC TERRORISM, CONDEMNING THE VIOLENCE IN CHARLOTTESVILLE, VIRGINIA AND EXPRESSING THE COMMITMENT OF THE LEGISLATURE TO UPHOLD CONSTITUTIONAL RIGHTS

WHEREAS, on the night of Friday, August 11, 2017, a day before a white nationalist demonstration was scheduled to occur in Charlottesville, Virginia, hundreds of torch-bearing white nationalists, white supremacists, Klansmen and neo-Nazis chanted racist, anti-Semitic and anti-immigrant slogans and violently engaged with counter-demonstrators on and around the grounds of the University of Virginia in Charlottesville; and

WHEREAS, on Saturday, August 12, 2017, ahead of the scheduled start time of the planned march, protestors and counter-demonstrators gathered at Emancipation Park in Charlottesville; and

WHEREAS, the extremist demonstration turned violent, culminating in the death of peaceful counter-demonstrator Heather Heyer and injuries to 19 other individuals after a reported neo-Nazi sympathizer drove a vehicle into a crowd, which resulted in a charge of 2nd-degree murder, 3 counts of malicious wounding and one count of hit and run; and

WHEREAS, 2 Virginia State Police officers, Lieutenant Pilot H. Jay Cullen and Trooper Pilot Berke M. M. Bates, died in a helicopter crash as they patrolled the events occurring below them; and

WHEREAS, the Charlottesville community is engaged in a healing process following this horrific and violent display of bigotry; and

WHEREAS, the State fully supports the right to free speech, the right to assemble peaceably and the right to petition the government for a redress of grievances; however, the assembly in Charlottesville turned violent and it became clear that some in attendance were there to promote racial tensions, destroy our principles and do harm to the fabric of our nation; and

WHEREAS, any organization that perpetuates violence and terrorism has no place in a civil society; and

WHEREAS, any crimes committed by such organizations should be prosecuted to the fullest extent of the law; now, therefore, be it
RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to condemn the violence and the attack that took place during the events on August 11 and August 12, 2017 in Charlottesville, Virginia; recognize the first responders who lost their lives in the course of monitoring the events; offer our deepest condolences to the families and friends of those individuals who were killed; extend our deepest sympathy and support to those individuals injured in the violence; and express our support for the Charlottesville community; and be it further

RESOLVED: That We reaffirm our sworn oaths to defend the Constitution of the United States and the Constitution of Maine and reaffirm our solemn commitment to continue to protect and champion the rights and liberties of Maine citizens that are guaranteed under the state and federal constitutions, including freedom of expression; freedom of association, including the right to attend meetings without being illegally monitored and the right to belong to an organization without fear of reprisal; freedom from unreasonable searches and seizures; and the right to due process protections; and be it further

RESOLVED: That We, your Memorialists, on behalf of the people we represent, take this opportunity to call upon our United States Representatives and Senators to review and, where warranted, strengthen laws to ensure law enforcement agencies have the necessary tools to prevent and prosecute acts of mass violence and domestic terrorism committed within the boundaries of our nation, as long as the laws do not infringe upon fundamental rights and liberties as recognized and enshrined in the United States Constitution and its amendments; and be it further

RESOLVED: That suitable copies of the resolution, duly authenticated by the Secretary of State, be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives and each member of the Maine Congressional Delegation as well as the members of the Virginia Congressional Delegation.
On motion by Senator KEIM of Oxford, under unanimous consent on behalf of President THIBODEAU of Waldo (Cosponsored by Speaker GIDEON of Freeport and Senators: CYRWAY of Kennebec, DAVIS of Piscataquis, DILL of Penobscot, KEIM of Oxford, Representatives: BLACK of Wilton, DUNPHY of Old Town, STEARNS of Guilford), the following Joint Resolution:

S.P. 715

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND AND EIGHTEEN

JOINT RESOLUTION RECOGNIZING THE MAINE SNOWMOBILE ASSOCIATION ON ITS 50TH ANNIVERSARY OF SERVICE TO MAINE CITIZENS

WHEREAS, the Maine Snowmobile Association was formed in 1968 by a group of concerned snowmobile enthusiasts dedicated to the safe and responsible operation of snowmobiles in the State; and

WHEREAS, the 289 snowmobile clubs of the Maine Snowmobile Association now represent approximately 26,800 individuals and 2,100 businesses from Sanford to Allagash; and

WHEREAS, these citizens, through dedication to landowner relations and volunteer effort, have created a 14,500-mile trail system that is regarded as one of the finest snowmobile systems in the United States; and

WHEREAS, these citizens have persevered in maintaining and improving the image of family snowmobiling in the State and support the safe operation of snowmobiles throughout the State through adoption of appropriate legislation and enforcement of the State’s laws; and

WHEREAS, snowmobiling generates hundreds of millions of dollars in economic activity statewide every winter, promoting the local economies of many rural areas; and

WHEREAS, the Maine Snowmobile Association celebrates its 50th anniversary this year; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the Second Regular Session, recognize this occasion and offer the Maine Snowmobile Association our heartiest congratulations on this milestone, with continued good wishes for many years of service to the people of Maine; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Maine Snowmobile Association in honor of this occasion.
REPORTS OF COMMITTEES

House

Pursuant to Resolve

(5-1) The Committee on EDUCATION AND CULTURAL AFFAIRS on Resolve, To Implement Certain Recommendations of the Computer Science Education Task Force

H.P. 1296  L.D. 1861

Reported that the same be REFERRED to the Committee on EDUCATION AND CULTURAL AFFAIRS, pursuant to Resolve, chapter 21, section 4.

Comes from the House with the Report READ and ACCEPTED and the Resolve REFERRED to the Committee on EDUCATION AND CULTURAL AFFAIRS.

_________________________________

Ought to Pass

(5-2) The Committee on VETERANS AND LEGAL AFFAIRS on Resolve, Regarding Legislative Review of Chapter 28: Advanced Deposit Wagering, a Major Substantive Rule of the Gambling Control Board (EMERGENCY)

H.P. 1248  L.D. 1803

Reported that the same Ought to Pass.

Comes from the House with the Report READ and ACCEPTED and the Resolve PASSED TO BE ENGROSSED.
(5-3) The Committee on ENERGY, UTILITIES AND TECHNOLOGY on Bill "An Act To Lower the Costs of Broadband Service by Coordinating the Installation of Broadband Infrastructure"

H.P. 1011  L.D. 1472

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-643).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-643).

(5-4) The Committee on ENERGY, UTILITIES AND TECHNOLOGY on Resolve, Regarding Legislative Review of Portions of Chapter 101: ConnectME Authority, a Major Substantive Rule of the ConnectME Authority (EMERGENCY)

H.P. 1243  L.D. 1798

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-633).

Comes from the House with the Report READ and ACCEPTED and the Resolve PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-633).

(5-5) The Committee on ENVIRONMENT AND NATURAL RESOURCES on Bill "An Act To Address Hunger, Support Maine Farms and Reduce Waste" (EMERGENCY)

H.P. 1054  L.D. 1534

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-634).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-634).
(5-6) The Committee on HEALTH AND HUMAN SERVICES on Resolve, Regarding Increases in Reimbursement Rates for Certain Children's Habilitative Services under MaineCare (EMERGENCY)

H.P. 1262  L.D. 1820

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-642).

Comes from the House with the Report READ and ACCEPTED and the Resolve PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-642).

(5-7) The Committee on INLAND FISHERIES AND WILDLIFE on Bill "An Act Regarding the Termination of the Authority To Issue a Permit for a Noise Suppression Device on a Firearm for Hunting"

H.P. 1266  L.D. 1824

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-639).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-639).

(5-8) The Committee on JUDICIARY on Bill "An Act To Amend the Maine Uniform Trust Code Regarding Reporting by Trustees and the Duties of Trustees to Settlors"

H.P. 1269  L.D. 1827

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-636).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-636).
(5-9) The Committee on MARINE RESOURCES on Resolve, Regarding Legislative Review of Portions of Chapter 11.14: Atlantic Sea Scallop Limited Entry Program, a Major Substantive Rule of the Department of Marine Resources (EMERGENCY)

H.P. 1221  L.D. 1767

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-632).**

Comes from the House with the Report READ and ACCEPTED and the Resolve PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-632).

(5-10) The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act To Create a Centralized Authority To Combat Opiate Addiction in Maine"

H.P. 73  L.D. 105

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-645).**

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-645).

(5-11) The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act To Maintain Mail Routes and Access to Residential Structures"

H.P. 1092  L.D. 1588

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-646).**

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-646).
Divided Report

(5-12) The Majority of the Committee on ENERGY, UTILITIES AND TECHNOLOGY on Bill "An Act To Remove the 100-megawatt Limit on Hydroelectric Generators under the Renewable Resources Laws"

H.P. 376  L.D. 532

Reported that the same **Ought Not to Pass**.

Signed:

Senator:

DION of Cumberland

Representatives:

BERRY of Bowdoinham
COOPER of Yarmouth
DeCHANT of Bath
RILEY of Jay
RYKERSO of Kittery
SANBORN of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Senators:

WOODSOME of York
CUSHING of Penobscot

Representatives:

HANLEY of Pittston
HARVELL of Farmington
O’CONNOR of Berwick
WADSWORTH of Hiram

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.
Divided Report

(5-13) The Majority of the Committee on MARINE RESOURCES on Bill "An Act To Continue the Maine Lobster Marketing Collaborative"

H.P. 1236  L.D. 1791

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-640).

Signed:

Senators:
   MAKER of Washington
   VITELLI of Sagadahoc

Representatives:
   KUMIEGA of Deer Isle
   ALLEY of Beals
   BATTLE of South Portland
   BLUME of York
   DEVIN of Newcastle
   HAGGAN of Hampden
   HAWKE of Boothbay Harbor
   SIMMONS of Waldoboro
   TUELL of East Machias

The Minority of the same Committee on the same subject reported that the same Ought To Pass as Amended by Committee Amendment "B" (H-641).

Signed:

Senator:
   BRAKEY of Androscoggin

Representative:
   SUTTON of Warren

 Comes from the House with the Majority OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-640) Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-640).
(5-14) The Majority of the Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act To Streamline Advocacy for Maine Small Businesses by Relocating the Bureau of the Special Advocate within the Department of the Secretary of State to the Department of Economic and Community Development"

H.P. 1218  L.D. 1764

Reported that the same **Ought Not to Pass**.

Signed:

Senator:
   DESCHAMBAULT of York

Representatives:
   MARTIN of Sinclair
   BEEBE-CENTER of Rockland
   BRYANT of Windham
   HOGAN of Old Orchard Beach
   MADIGAN of Rumford

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-638)**.

Signed:

Senator:
   DAVIS of Piscataquis

Representatives:
   GRIGNON of Athens
   HARRINGTON of Sanford
   PICKETT of Dixfield

Comes from the House with the Majority **OUT TO PASS** Report READ and ACCEPTED.
(5-15) The Majority of the Committee on TRANSPORTATION on Bill "An Act To Ensure Equity in the Funding of Maine's Transportation Infrastructure by Imposing an Annual Fee on Hybrid and Electric Vehicles"

H.P. 1252  L.D. 1806

Reported that the same Ought Not to Pass.

Signed:

Senator: MIRAMANT of Knox

Representatives:
McLEAN of Gorham
AUSTIN of Skowhegan
BRYANT of Windham
GRANT of Gardiner
SCHNECK of Bangor
SHEATS of Auburn

The Minority of the same Committee on the same subject reported that the same Ought To Pass as Amended by Committee Amendment "A" (H-644).

Signed:

Senators:
COLLINS of York
ROSEN of Hancock

Representatives:
GILLWAY of Searsport
PARRY of Arundel
PERKINS of Oakland

Comes from the House with the Majority OUGHT NOT TO PASS Report READ and ACCEPTED.
Ought to Pass As Amended

(5-16) Senator ROSEN for the Committee on CRIMINAL JUSTICE AND PUBLIC SAFETY on Bill "An Act To Establish the Crimes of Criminal Forced Labor and Aggravated Criminal Forced Labor in the Maine Criminal Code"

S.P. 639  L.D. 1740

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-385).

(5-17) Senator ROSEN for the Committee on CRIMINAL JUSTICE AND PUBLIC SAFETY on Bill "An Act Regarding the Victims' Compensation Fund"

S.P. 650  L.D. 1751

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-386).

(5-18) Senator WOODSOME for the Committee on ENERGY, UTILITIES AND TECHNOLOGY on Bill "An Act To Ensure That Low-income Residents of the State Have Access to Telephone Services"

S.P. 645  L.D. 1746

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-390).

(5-19) Senator DAVIS for the Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act To Require Education and Training Regarding Harassment for Legislators, Legislative Staff and Lobbyists"

S.P. 695  L.D. 1842

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-387).
Divided Report

(5-20) Eleven members of the Committee on AGRICULTURE, CONSERVATION AND FORESTRY on Resolve, To Establish a Task Force To Examine Agricultural Issues (EMERGENCY)

S.P. 646  L.D. 1747

Reported in Report "A" that the same Ought to Pass as Amended by Committee Amendment "A" (S-388).

Signed:

Senators:
DAVIS of Piscataquis
DILL of Penobscot
SAVIELLO of Franklin

Representatives:
DUNPHY of Old Town
ACKLEY of Monmouth
BLACK of Wilton
HIGGINS of Dover-Foxcroft
MARTIN of Sinclair
McELWEE of Caribou
O'NEIL of Saco
SKOLFIELD of Weld

One member of the same Committee on the same subject reported in Report "B" that the same Ought to Pass as Amended by Committee Amendment "B" (S-389).

Signed:

Representative:
CHAPMAN of Brooksville

One member of the same Committee on the same subject reported in Report "C" that the same Ought Not to Pass.

Signed:

Representative:
KINNEY of Knox
The Committee on Engrossed Bills reported as truly and strictly engrossed the following:

**Emergency Measure**

(7-1) An Act To Repeal the Sunset Date on the Laws Governing Licensure of Appraisal Management Companies

H.P. 1268  L.D. 1826

**Emergency**

(7-2) An Act To Fund the Downeast Correctional Facility

H.P. 1184  L.D. 1704

(C "A" H-593)

Comes From the House, FAILED ENACTMENT.

**Emergency Resolve**

(7-3) Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions, a Major Substantive Rule of the Commission on Governmental Ethics and Election Practices

H.P. 1247  L.D. 1802

**Pursuant to Constitution**

**Public Land**

(7-4) Resolve, Directing the Bureau of Parks and Lands To Transfer Land in the Town of Pittston

H.P. 1222  L.D. 1773

(C "A" H-620)
Acts

(7-5) An Act Regarding Municipal Satellite Wastewater Collection Systems
H.P. 290  L.D. 399
(C "A" H-613)

(7-6) An Act To Clarify and Protect Certain Public Service Retirement Benefits
S.P. 212  L.D. 650
(C "A" S-370)

(7-7) An Act To Simplify Nonresident Hunting and Fishing Licenses
H.P. 548  L.D. 768
(C "A" H-615)

(7-8) An Act To Prohibit Gross Metering
S.P. 499  L.D. 1444
(C "A" S-359)

(7-9) An Act To Allow Veterans Free Admission to the Maine State Museum
H.P. 1141  L.D. 1656
(C "A" H-606)

(7-10) An Act To Increase Flexibility in the Temporary Medical Allowance for Lobster and Crab Fishing License Holders
H.P. 1200  L.D. 1720
(C "A" H-616)

(7-11) An Act Regarding Maine's Liquor Laws
H.P. 1231  L.D. 1786
(C "A" H-619)

(7-12) An Act Regarding the Penalties for Hunting Deer over Bait
S.P. 684  L.D. 1816

(7-13) An Act Regarding the Repeal of a Provision of Law Allowing Certain Nonresidents To Hunt Deer before the Open Season on Deer
H.P. 1265  L.D. 1823
ORDERS OF THE DAY

Unfinished Business

The following matters in the consideration of which the Senate was engaged at the time of Adjournment have preference in the Orders of the Day and continue with such preference until disposed of as provided by Senate Rule 516.

1.

Tabled and Later Assigned

JOINT ORDER - Expression of Legislative Sentiment Recognizing John Falla, of St. George.
SLS 707
Tabled - February 15, 2018, by Senator LIBBY of Androscoggin
Pending - PASSAGE

2.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on CRIMINAL JUSTICE AND PUBLIC SAFETY on Bill "An Act To Ensure the Availability of In-person Visitation in County Jails"
H.P. 972  L.D. 1414
(C "A" H-618)
Majority - Ought to Pass as Amended by Committee Amendment "A" (H-618) (8 members)
Minority - Ought Not to Pass (5 members)
Tabled - March 15, 2018, by Senator MASON of Androscoggin
Pending - motion by Senator ROSEN of Hancock to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report in concurrence
(In House, Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-618).)
3.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on ENVIRONMENT AND NATURAL RESOURCES on Bill "An Act To Establish the Maine Coastal Risks and Hazards Commission" H.P. 769 L.D. 1095 (C "A" H-625)

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-625) (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - March 15, 2018, by Senator MASON of Androscoggin

Pending - motion by Senator SAVIELLO of Franklin to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report in concurrence

(In House, Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-625).)

4.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on ENVIRONMENT AND NATURAL RESOURCES on Bill "An Act To Create Equity for Wine and Spirits Container Deposits" H.P. 1183 L.D. 1703 (C "B" H-627)

Report "A" - Ought Not to Pass (7 members)

Report "B" - Ought to Pass as Amended by Committee Amendment "A" (H-626) (4 members)

Report "C" - Ought to Pass as Amended by Committee Amendment "B" (H-627) (2 members)

Tabled - March 15, 2018, by Senator LIBBY of Androscoggin

Pending - motion by Senator SAVIELLO of Franklin to ACCEPT Report "C" OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-627) in NON-CONCURRENCE

(In House, Report "A", OUGHT NOT TO PASS, READ and ACCEPTED.)
5.

Tabled and Later Assigned

SENATE REPORTS - from the Committee on VETERANS AND LEGAL AFFAIRS on Bill "An Act To Modify the Number of Retail Liquor Licenses Allowed in a Jurisdiction per Person"
S.P. 642 L.D. 1743
(C "A" S-382)

Majority - Ought Not to Pass (11 members)

Minority - Ought to Pass as Amended by Committee Amendment "A" (S-382) (2 members)

Tabled - March 15, 2018, by Senator MASON of Androscoggin

Pending - motion by same Senator to ACCEPT the Minority OUGHT TO PASS AS AMENDED Report

_________________________________

SPECIAL STUDY TABLE

1.

Emergency
Resolve, To Establish the Study Committee To Develop a Disposition Plan for Future Surplus State Property in York County
H.P. 723 L.D. 1021
(C "A" H-67)

Tabled - May 9, 2017, by Senator CUSHING of Penobscot

Pending - FINAL PASSAGE

_________________________________
SPECIAL APPROPRIATIONS TABLE

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SPECIAL HIGHWAY TABLE

| L.D. 1685 | S.P. 621 (C "A" S-348) |